



ARKANSAS TOBACCO CONTROL



Asa Hutchinson
Governor

Steve Goode
Director

BOARD MEETING MINUTES MARCH 3, 2016

The Arkansas Tobacco Control Board met on Thursday, March 3, 2016 for its monthly meeting in the Main Street Mall Building, located at 101 E. Capitol Avenue, Little Rock, Arkansas, beginning at 10:00 a.m. in Suite 119. There were 8 Board members present. Those attending were Mr. Kevin Case Chairman, Dr. Shabbir Dharamsey, Ms. Carol Dyer, Mr. Steve Lightle, Dr. J.J. Lacey Jr., Dr. Brad Mayfield, Mr. Sam Stathakis Jr.

Mr. Case began the meeting with a "Welcome" to those attending. He then introduced Mr. Greg Kirkpatrick serving as the Hearing Officer and Mrs. Jana Perry serving as Court Reporter. Mr. Case then proceeded with the meeting.

Mr. Case asked for a motion to approve the board meeting minutes from February 4, 2016.

The minutes were approved with 7 yes votes and 1 absent vote.

The default list dated March 3, 2016 was presented and read aloud by Attorney Roland Darrow.

This list was approved with 7 yes votes and 1 absent vote.

The Hearing Officer then opened the Disciplinary Hearings and asked Attorney Roland Darrow, to present the following.

CONSENT ORDERS

**IN RE: THOMAS GEORGE GRESHAM
and DOUBLE QUICK INC. #90
HELENA, ARKANSAS
PERMIT NO. 08020-02**

CASE NO. 2016-031

On January 18, 2016, Respondents' clerk sold a tobacco product to a minor for a second time within forty-eight months, in violation of A.C.A. § 5-27-227(a)(1).

The Respondents shall be fined \$250.00 as a civil penalty and all employees of Double Quick Inc. #90 in Helena, Arkansas must attend an ATC Merchant Education Training class within six (6) months of the date of this Order.

The Board shall retain jurisdiction of this matter for purposes of implementing and enforcing this Consent Order, and that Respondents' failure to comply with any provision herein shall constitute a violation of a Board's Order for which the Board may impose additional disciplinary action.

A motion was made to approve the consent order and was passed with 7 yes votes and 1 absent vote.

**IN RE: BALJIT KAUR and
SPEEDWAY GROCERY
SPRINGDALE, ARKANSAS
PERMIT NO. 10863-03**

CASE NO. 2015-512

On December 15, 2015, Respondents' clerk sold a tobacco product to a minor for a second time within forty-eight months and are in violation of A.C.A. § 5-27-227(a)(1).

The Respondents shall be fined \$250.00 as a civil penalty and all employees of Speedway Grocery in Springdale, Arkansas must attend an ATC Merchant Education Training class within six (6) months of the date of this Order.

The Board shall retain jurisdiction of this matter for purposes of implementing and enforcing this Consent Order, and that Respondents' failure to comply with any provision herein shall constitute a violation of a Board's Order for which the Board may impose additional disciplinary action.

A motion was made to approve the consent order and was passed with 7 yes votes and 1 absent vote.

WHOLESALE APPLICATIONS

Global Hookah Distributors from Charlotte NC,
Mangos Café from Jonesboro AR,

A motion was made to approve the New Wholesale Applications and was passed with 7 yes votes and 1 absent vote.

Deputy Director Sled gave a brief update on the Enforcement division activities and compliance check rates. He stated that 667 compliance checks have been done this year and that there are 853 store that have yet been visited in the state. He is aiming to have those store visited by the close of the fiscal year. He also briefly mentioned that Mandy Miller has been and will be busy the next couple of months holding training sessions and facilitating the upcoming trade show that ATC will be hosting a booth at.

Deputy Director Larry Owens gave a brief update on the activities in the FDA Division and said that they are right on track for their contract goals for the year.

Attorney Roland Darrow address the Board and let them know that a transcript has been called for from the court reporter in regards to Neighborhood Grocery. They have filed an appeal of the Board's decision.

ADJOURNMENT

In closing, Mr. Case announced the next Board Meeting will be April 7, 2016, and then the meeting was adjourned.

Minutes prepared by

Christi Harper

March 4, 2016

Christi Harper